

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SADIN TINEO,

Petitioner,

19 CIVIL 9575 (LTS)
05 CR. 00020-4 (LTS)

-against-

UNITED STATES OF AMERICA,
Respondent.

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JUDGMENT

It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Memorandum Order dated December 13, 2021, Petitioner's motion brought pursuant to 28 U.S.C. section 2255 is denied in its entirety. Petitioner may not appeal the Memorandum Order unless "a circuit justice or judge issues a certificate of appealability." 28 U.S.C.A. § 2253(c)(1) (Westlaw through P.L. 117- 57). A certificate will be granted "if the applicant has made a substantial showing of the denial of a constitutional right." 28 U.S.C.A. §2253(c)(2) (Westlaw through P.L. 117-57); see generally United States v. Perez, 129 F.3d 255, 259-60 (2d Cir. 1997) (discussing the standard for issuing a certificate of appealability). The Court finds that Petitioner will not be able to sustain this burden and has declined to issue a certificate of appealability. Furthermore, the Court certifies pursuant to 28 U.S.C. section 1915(a)(3) that any appeal from the Order would not be taken in good faith. See Coppedge v. United States, 369 U.S. 438, 444 (1962); accordingly, case 19- CV-09575 is closed.

DATED: New York, New York
December 13, 2021

RUBY J. KRAJICK

Clerk of Court

BY:

K. mango

Deputy Clerk